

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

LOCAL 513, INTERNATIONAL UNION OF)
OPERATING ENGINEERS, AFL-CIO, et al.)
)
Plaintiffs,) JCH
) Cause No. 4:07CV00578 ERB
)
v.)
)
DAN A. NORMAN,)
)
Defendant.)

~~REDACTED~~ ORDER AND JUDGMENT

It appearing that the Defendant has failed and refused to comply with its commitments and promises, **JUDGMENT BY DEFAULT** is hereby entered against Defendant, Dan A. Norman, on Plaintiffs' Complaint.

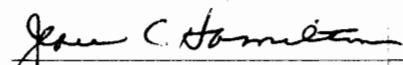
WHEREFORE, IT IS ORDERED that a constructive trust shall be imposed over any part of the overpayment remaining in Defendant's possession and particularly with respect to Defendant's account at Concordia Bank in Concordia, Missouri.

IT IS FURTHER ORDERED that Defendant shall account to Plaintiffs for any amount of the overpayment still in his possession and requiring Defendant to return the same to Plaintiffs.

IT IS FURTHER ORDERED that Defendant shall account to Plaintiffs for any amount of the overpayment no longer in his control.

IT IS FURTHER ORDERED that Defendant shall pay to Plaintiffs their costs and attorney's fees associated with this case.

IT IS SO ORDERED.


John C. Hamilton
United States District Judge